

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/405,454	03/15/1995	JOHN B. SULLIVAN	P0786.70000US05	6004

7590 05/21/2010
 Michael T. Siekman
 WOLF, GREENFIELD & SACKS, P. C.
 600 Atlantic Avenue
 Boston, MA 02210

EXAMINER

SCHWADRON, RONALD B

ART UNIT	PAPER NUMBER
----------	--------------

1644

MAIL DATE	DELIVERY MODE
-----------	---------------

05/21/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JOHN B. SULLIVAN and FINDLAY E. RUSSELL

Appeal 2009-002479
Application 08/405,454
Technology Center 1600

Before KIMBERLY R. JORDAN, *Division 1 Support Administrator*.

ORDER REMANDING TO EXAMINER

Applicants in this case appealed the June 15, 2009, decision of the Board of Patent Appeals and Interferences ("Board") to the District Court for the District of Columbia ("District Court"). On May 10, 2010, the United States Patent and Trademark Office ("USPTO") filed an unopposed motion to have the case remanded to the USPTO for further consideration of new evidence. On May 11, 2010, the District Court granted the motion for remand.

Accordingly, this application is remanded to the Examiner for further proceedings consistent with the order of the District Court.

Appeal 2009-002479
Application 08/405,454

If there any questions pertaining to this Order, please contact the Board
of Patent Appeals and Interferences at 571-272-9797.

KRJ

Michael T. Siekman
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, MA 02210